

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

MOTOROLA MOBILITY, INC. and
GENERAL INSTRUMENT CORPORATION

Plaintiffs,

vs.

TIVO INC.,

Defendant.

TIVO INC.,

Counterclaim Plaintiff

v.

MOTOROLA MOBILITY, INC., GENERAL
INSTRUMENT CORPORATION, TIME
WARNER CABLE INC., and TIME
WARNER CABLE LLC,

Counterclaim
Defendants.

Civil Action No. 5:11-00053-JRG

JURY TRIAL DEMANDED

**MOTOROLA'S RESPONSE TO TIVO'S MOTION TO CONTINUE RESCHEDULE
TRIAL DUE TO PREVIOUSLY SCHEDULED CONFLICTING TRIALS**

Motorola, General Instruments ("Motorola") and Time Warner Cable ("TWC") respectfully respond to TiVo's motion to continue the trial for two months. In its motion, TiVo proposes that trial begin on or after August 5, 2013 and conclude on or before September 4, 2013.

Motorola and TWC have cleared all conflicts and have planned, prepared for, and would like to proceed to trial on June 10, 2013. Further, Motorola and TWC have reviewed schedules for their trial lawyers and witnesses, and have conflicts during the alternate period suggested by TiVo.

If, however, the Court is inclined to consider moving the trial, Motorola and TWC will certainly work with TiVo and the Court regarding potential trial dates after September 4, if that is how the Court would like to proceed.

Dated: April 24, 2013

Respectfully submitted,

By: /s/ Mark Mann
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**ATTORNEYS FOR PLAINTIFFS
MOTOROLA MOBILITY LLC AND
GENERAL INSTRUMENT CORPORATION
AND COUNTERCLAIM DEFENDANTS
TIME WARNER CABLE, INC. AND TIME
WARNER CABLE LLC**

CERTIFICATE OF SERVICE

The undersigned certifies that on this 24th day of April 2013, all counsel of record will be served by electronic mail.

/s/ *Edward J. DeFranco*
Edward J. DeFranco